

**UNITED STATES DISTRICT COURT  
DISTRICT OF VERMONT**

MISTY BLANCHETTE PORTER, )  
M.D., )  
Plaintiff, )  
v. )  
DARTMOUTH-HITCHCOCK )  
MEDICAL CENTER, )  
DARTMOUTH-HITCHCOCK )  
CLINIC, MARY HITCHCOCK )  
MEMORIAL HOSPITAL, and )  
DARTMOUTH-HITCHCOCK )  
HEALTH, )  
Defendants. )

Docket No. 2:17-CV-194

**Second Updated Exhibit List**  
**Of Plaintiff Misty Blanchette Porter, M.D.**

Plaintiff Ex.	Date of Doc	Description of Document	Bates Stamp
1	8/24/2024	Bancroft Analysis	
1A	3/19/2025	Updated Bancroft Analysis	
1B	3/19/2025	Bancroft Analysis Chart with supporting Documents	
2	9/17/15	Email from L. DeMars to R. Reindollar re Albert, Misty & division	DH0011400
3	3/8/2016	Email From L. DeMars to M. Padin Re; CONFIDENTIAL: D. Seifer, MD	DH0021261-62
4	3/9/16	Emails from L. DeMars to S. Jackson re Dr. D. Seifer offer letter	DH0029317-18
5	4/12/2016	Job offer letter from Birkmeyer and Compton to L. DeMars	DH0013075-82
6	5/8/2016	Email from L. DeMars to Kayla Hollis RE: CONFIDENTIAL: D. Seifer, MD	DH0021254-55
7	5/12/2016	Email From L. DeMars to M. Padin re DS and credentialing	DH0021253
8	5/12/2016	From L. Demars to M. Padin re DS and credentialing	DH0021253
9	7/28/2016	Text L. DeMars and R. Reindollar re Chat with Richard Reindollar	DEMARS0000101-102
10	9/9/2016	Email from L. Demars to S. Parent Re: confidential review of DS	DH0025503
11	7/28/2016	Email from D. Seguin to L. DeMars	DH0011269-70
12	9/11/2016	Email from E. Todd to L. DeMars RE: Review for DS	DH0025440

13	9/12/2016	Email From M. Porter to L. Demars re DS review	DH0025564-65
14	9/13/2016	Email from L. DeMars to E. Todd Re: Review for DS	DH0025572-73
15	11/23/2016	Email From Michele F. Searbo to L. DeMars FW: David Seifer FFPE	DH0025549-63
16	11/30/2016	Email From L. DeMars to Michele F. Searbo RE: David Seifer FFPE	DH0025566-67
17	1/5/2017	Email from L. DeMars to H. Gunnell FW: Confidential - Physician Compensation Dashboard	DH0016265-66
18	2/20/2017	Email From M. Porter to L. Demars RE: confidential review	DH0025077-79
19	2/20/2017	Email from K. Mousley to L. Demars RE: confidential review	DH0025546-47
20	2/24/2017	Email from H. Gunnell to L. DeMars RE: confidential review	DH0025441-442
21	5/1/2017	Email From E. Merrens to D. Compton	DH0013068
22	2/21/2017	Email from E. Todd to L. DeMars RE: confidential review	DH0025437-38
23	2/22/2017	Email from J. McBean to L. DeMars RE: confidential review **External**	DH0025543-44
24	6/7/2017	Email from H. Gunnell to D. Herrick RE: Dox	DH0015544-46
25	6/14/2017	Email From L. DeMars to K. Strohbehn et al RE: "unanticipated" downstream effects	DH0009476-78
26	11/10/2016	Email from D. Bedard to H. Gunnell Re: Patient Complaint	DH0026784-85
27	11/10/2016	Email from K. Mousley to H. Gunnell Re: how is it best to communicate my convos?	DH0026814-15
28	12/5/2016	Email from L. DeMars to J. McBean	DH0021243-44
29	12/6/2016	Email from L. DeMars to D. Seifer Re: REI slow down	DH0010726-27
30	1/24/2017	Email from K. Mousley to H. Gunnell Re: patient concerns	DH0026813
31	11/3/2016	Email from L. DeMars to H. Gunnell Re: FW f/up Re: initial brief meeting tomorrow	DH0009450-52
32	11/3/2016	Email from D. Seifer to M. Porter, then reply from L. DeMars to D. Seifer	SEIFER0000060-62
33	11/7/2016	Email from M. Porter to H. Gunnell, K. Mansfield Re: Nursing with reply	DH0016212
34	11/22/16	Letter from J. McBean to L. DeMars re Misty, Sharon, Beth & Donna	DH0011260-61
35	12/6/16	Email from M. Porter to L. DeMars re Revenue and Conifer	DH0002845
36	4/7/2017	Email from E. Harman to K. Wihbey, et al RE: Benign Gyn Schedule 4/10-4/14	DH0013975-76
37	4/11/2017	Email from M. Padin to M. Porter Re: Thank You and OP Note	DH0013886

38	4/11/2017	Email from M. Porter to M. Padin Re: Thank you and OP Note	PORTER 0000056
39	3/29/2017	Email from L. DeMars to D. Herrick Re: Worksheet	DH0011363-65
40	4/18/2017	Email From D. Herrick to L. Demars re REI/IVF Programs	DH0011253-54
41	4/19/2017	Email From H. Gunnell to D. Herrick and L. DeMars RE: REI/IVF Action Plan	DH0009574-76
42	4/19/2017	Email From H. Gunnell to D. Herrick and L. DeMars RE: REI/IVF Action Plan	DH0009582-83
43	4/19/2017	Calendar Invite: REI and IVF (DeMars, Giglio, Gunnell, Herrick, Merrens, Padin, Spring) for 4/20/2017	DH0030929
44	4/20/2017	Email from E. Merrens to L. DeMars, D. Herrick, & H. Gunnell Re: IVF and REI	DH0026883
45	4/20/2017	Email from E. Todd to L. DeMars Re: REI Team	DH0015509
46	4/20/17	Email from E. Merrens to L. DeMars & team re IVF & REI	DH0026883
47	4/20/2017	Calendar Invite: MD Compensation Leadership Meeting	DH0029079
48	4/21/2017	Calendar Invite for 4/26/2017 OB/GYN Communication	DH0030907
49	4/21/2017	Email from H. Gunnell to D. Herrick, L. DeMars RE: REI /IVF Action Plan	DH0009574-76
50	4/21/2017	Email from D. Herrick to H. Gunnell Re: Updated file Attachments: REI Program Strategy	DH0009572-73
51	4/24/2017	Email from H. Gunnell to K. Pizzuti	DH0009311-12
52	4/25/2017	Email From L. DeMars to D. Herrick	DH0025744-45
53	4/26/2017	Calendar Invite: IVF and REI: Next Steps (Adams, DeMars, Giglio, Gunnell, Herrick, Kacavas, McCandless, McElveen, Merrens, Padin, Spring) for 5/1/2017	DH0027888
54	4/26/2017	Email from D. Herrick to L. DeMars Re: for your review, then can copy and paste to REI	DH0004461-62
55	4/26/17	Email from E. Merrens to L. DeMars & team re IVF & REI next steps	DH0026917
56	4/28/2017	Email from H. Gunnell to 19 REI staff members Re: REI patient scheduling	DH0008918-19
57	4/28/2017	Email from J. McBean to D. Seifer Re: REI patient scheduling	DH0008916-17
58	4/28/2017	Email from D. Bedard to H. Gunnell, L. DeMars Re: REI patient scheduling	DH0004538-39
59	5/1/2017	Email from H. Gunnell to D. Herrick Re: REI New Patients/ REI Program Strategy	DH0009567-69
60	5/2/2017	Email From A. Giglio to E. Merrens RE: REI	DH0026715-16
61	5/2/2017	Email From E. Merrens to Aimee Giglio RE: REI [*Draft*]	DH0026771-72
62	5/2/2017	Email from A. Giglio to E. Merrens RE: REI	DH0026715-16
63	5/4/2017	Email from E. Merrens to J. Verge Fwd: REI Meeting Script	DH0010538-43

64		Text Between Leslie DeMars and Lisa McGee	DEMARS0000091-100
65		Text Between Leslie DeMars and Dan Grow	DEMARS0000088-90
66	5/5/17	Email from H. Gunnell to T. Fisher re changes	DH003121
67	5/5/17	Emails from T. Fisher to Team re changes	DH0003140-51
68	5/8/2017	Email from K. Thorstensen to L. DeMars, Merrens, Herrick, Padin Re: recent events	PORTER 0000033-34
69	5/8/2017	Email from K. Jacobs to M. Porter Re: speechless	PORTER 0000044
70	5/8/17	Email from K. Throstensen to L. DeMars /team re recent events in our department	DH0026925
71	5/9/2017	Email from (patient) J. Fauteux to E. Merrens Re: Closing of ART program	DH0026809
72	5/10/2017	Email from (patient) J. Fauteux to E. Merrens Re: Closing of ART program	DH0026837-38
73	5/10/2017	Email from (patient) V. Wood to E. Merrens and H. Gunnell Re: Closing Fertility Ctr	DH0026848-49
74	5/10/2017	Email from D. Herrick to V. McCandless, H. Gunnell Re: Bullet points for guidance	DH0026839-41
75	5/10/2017	Email from E. Merrens to V. McCandless, H. Gunnell, D. Herrick Re: Help responding	DH0026850-51
76	5/10/2017	Email from E. Merrens to V. McCandless, H. Gunnell, D. Herrick Re: Help responding	DH0026860-61
77	5/10/2017	Email from V. McCandless to H. Gunnell Re: Closing Fertility Center at DHMC	DH0026842-44
78	5/10/2017	Email from E. Merrens to V. McCandless, H. Gunnell, D. Herrick Re: Closing Fertility Ctr	DH0026845-47
79	5/11/2017	Email From A. Hsu to scooberhsu@gmail.com	DH0018061-62
80	5/11/2017	Email from (patient) A. Davis to E. Merrens/ V. McCandless response Re: closing	DH0026858-59
81	5/11/2017	Email from (patient) A. Davis to E. Merrens/ V. McCandless	DH0026829-30
82	5/11/2017	Email from (patient) A. Davis to E. Merrens Re: Patient of Closing RE Dept.	DH0026856-57
83	5/12/2017	Email From E. Merrens to V. Maxfield Re: Ob/Gyn Department	DH0006600-01
84	5/12/2017	Email From D. Herrick to E. Merrens Re: REI and Misty	DH0010582
85	5/12/2017	Email from D. Birenbaum to E. Merrens, D. Herrick re Beloved Misty/Excellent Misty	DH0009053
86	5/12/2017	Email from D. Birenbaum to E. Merrens, D. Herrick	PORTER 0000042-43
87	5/12/2017	Email from Barry D. Smith to E. Merrens/L. DeMars g	PORTER0000035-38
88		NO DOCUMENT	

89	5/14/2017	Email from L. DeMars to E. Merrens	DH0010594-96
90	5/14/2017	Email from E. Merrens to M. Padin	DH0010530-32
91	5/15/2017	Email from H. Gunnell to K. Mansfield, K. Mousley	DH0026828
92	5/15/2017	Email from K. Mousley to H. Gunnell	DH0026865-66
93	5/15/2017	Email from Annette Moore w/ Letter from E. Merrens Re: Leadership Communications	PORTER0000031-32
94	5/21/2017	Email from Sharon Silveira to M. Porter	PORTER0000030
95	5/21/2017	Email from Lib Maloney to M. Porter Re:	PORTER0000046
96	5/22/2017	Email from M. Padin to E. Merrens FW: Meet	DH0026676- 78
97	5/22/17	Email from T. Fisher to H. Hardy	DH0003104
98	5/22/17	Emails from K. Boedtke to A. Hsu	DH0001303-08
99	5/23/2017	Email from T. Fisher to E. Todd Re: Resident teaching with you	DH0015494
100	5/23/17	Email from B. Moskalenko to C. Neely-Jones re Mirena Study	DH0003092-3-4-5-6
101	5/25/2017	Letter From M. Porter to Giglio, Merrens, Padin, & DeMars	DH0002805-11
102	5/25/2017	Letter from M. Porter to Giglio, Merrens, Padin, and DeMars	DH0002805-11
103	5/27/2017	Email from E. Merrens to M. Porter, A. Hsu, and D. Seifer	DH0026665-67
104	5/31/2017	Email from K. Boedtke to A. Hsu RE: fyi will be sending you a few emails from...	DH0015417
105	6/6/2017	Email from H. Gunnell to D. Herrick	DH0015547-48
106	6/6/2017	Separation and General Release Agreement, Dartmouth-Hitchcock	PORTER 0000716-24
107	6/22/2017	Letter from K. Aframe to M. Porter re employee file	Stamped P1-P81
108	6/22/2017	Email from M. Padin to E. Merrens Re: Revised draft message - look ok?	DH0013227
109	9/3/2017	Valley News Article D-H's New Chief Executive Sets Her Priorities	No Bates Stamp
110	9/8/2017	Email from L. DeMars to D. Seifer RE: recent article **External**	DH0011349
111	9/28/2017	Email from K. Pizzuti to H. Gunnell RE: Business Plan for REI	DH0015529-30
112	10/12/2017	Email from A. Hsu to K. Boedtke Re: Fwd: Valley News: Former Fertility Doctor...	DH0015440-43
113	12/8/2017	Journal/Calendar Entries, M. Porter	0000186-213
114	8/8/2019	Handwritten Notes	DH0026767-68
115	No date	H. Gunnell : Handwritten Notes	DH0026776-83
116	5/22/2015	Email from K. Boedtke to A. Hsu Re: QA Review - FW Dawnlynn Marston	DH0015490-91
117	7/13/2015	Email from L. DeMars to H. Gunnell RE: falling behind again/ needing to meet with you	DH0021277-78

118	8/7/2015	Email from K. Boedtker to A. Hsu Re: QA Review - FW Dawnlynn Marston	DH0018212 - 28
119	2/26/16	Emails from A. Hsu to L. DeMars re quick question about my surgical plan for BZ	DH0017743 - 45
120	5/12/2016	Email from A. Hsu to H. Gunnell Re: QA e-mail #2	DH0026525-26
121	5/13/2016	Email from H. Gunnell to K. Boedtker, A. Hsu Re: QA follow-up from patient yesterday	DH0026723-24
122	5/26/16	Email from M. Porter to L. DeMars re a few things	DH0014338
123	6/3/2016	Letter to Dr. Seifer from Dr. Porter	PORTER0000175-185
123A	6/3/2016	Email from M. Porter to D. Seifer and L. DeMars with letter attachment	DH0025528-39
124	6/16/2016	Email from H. Gunnell to M. Porter Re: Today	DH0013652
125	6/17/16	Email from M. Porter to L. DeMars re ultrasound reading room	DH0005537-38
126	6/30/16	Email from M. Porter to L. DeMars re some thoughts	DH0005541-42
127	7/6/2016	Email from M. Porter to N. Esfandiari, D. Seifer Re: FDA and embryo donation	PORTER 0000129
128	7/6/2016	Email from M. Porter to D. Seifer, H. Gunnell Re: Schedule	DH0001714
129	7/19/2016	Letter from Deb Fournier, To Whom it May Concern, Require Accomodations	No Bates Stamp
130	8/10/2016	Letter from M. Brooke Herndon, MD, To Whom it May Concern,	No Bates Stamp
131	8/12/2016	Leave of Absence Request Forms for M. Porter, multiple	DH0021630-40
132	1/3/2017	Email from (patient) Redacted to M. Porter Re: Most wonderful experience with you	PORTER0000093-94
133	1/3/2017	Email from (patient) Redacted to M. Porter Re: Thank you Dr. Porter	PORTER0000095
134	1/3/2017	Email From L. DeMars to A. Hsu re Your review has been completed	DH0025460-62
135	1/9/2017	Email from M. Porter to H. Gunnell Re: Back to work schedule	PORTER0000091-92
136	5/21/2017	Email from M. Porter to H. Gunnell Re: Zika issue and process	PORTER 0000060
137	5/21/2017	Email from Donna Bedard Re: Where AVS?	PORTER0000086
138	1/12/2017	Email from M. Porter to H. Gunnell Re: Disc Assessment	PORTER0000089-90
139	2/6/2017	Email from A. Hsu to K. Boedtker, D. Seifer Re: quick note: "Zika Waiver" ** External**	DH0021387 - 94
140	2/8/2017	Email from M. Lewis to E. Baker, D. Seifer, A. Hsu, V. Maxfield Re: A. couple zika test	DH0009895
141	2/10/2017	Email from A. Hsu to D. Seifer Re: my discussion with infectious disease (E.T.)**Ext**	DH0010891-92

142	2/10/2017	Email from A. Hsu to E. Talbot, D. Seifer Re: sperm samples and possible Zika exp.	DH0009890
143	2/10/2017	Email from E. Talbot to A. Hsu Re: follow-up on our conversation about...Zika exp.	DH0009884-85
144	2/13/2017	Email from M. Porter to H. Gunnell Re: Value Institute Wednesday	PORTER 0000088
145	2/15/2017	Email from E. Talbot to D. Seifer Re: FW INQ EPI: Embryo Testing **External**	DH 0010877-80
146	2/18/2017	Email from M. Porter to L. DeMars Re: anesthesia, RE: 2016 PR	PORTER 0000078-80
147	2/18/2017	Email from M. Porter to K.M., D.Seifer, A.H Re: patient request	PORTER0000084-85
148	2/19/2017	Email from M. Porter to L. DeMars Re: 2016 PR	DH0005790-93
149	2/20/2017	Email from M. Porter to K. Mansfield Re: Nursing SOP's	PORTER 0000069
150	2/20/2017	Email from L. Foreman to M. Porter Re: IVF anesthesia follow up	PORTER 0000073-74
151	2/23/2017	Email from M. Porter to H. Gunnell Re: Zika Issue/Process	PORTER0000060
152	2/23/2017	Email from M. Porter to D. Seifer, H. Gunnell Re: Schedule	DH0004554
153	2/23/2017	Email from M. Porter to D. Seifer, H. Gunnell Re: Schedule	PORTER 0000061
154	2/23/2017	Email from M. Porter to D. Seifer, N. Esfandiari Re: Question re: donor embryos	PORTER 0000064
155	2/26/2017	Email from M. Porter to H. Gunnell Re: anesthesia for IVF patients	PORTER0000058-59
156	2/28/2017	Email from M. Porter to K. Boedtker Re: Emailing - Zika%207-5-16.pdf	DH0021476-77
157	2/28/17	Notes from REI Program Work Group	DH0027364_0001-0002
158	3/1/2017	Email from M. Plunkett to T. Lahey, E. Stanton, H. Ryder, K. Boedtker, A. Higgins	DH0025574-76
159	3/8/2017	Email from M. Porter to M. Padin and L. DeMars re proctoring request	DH0013890
160	3/8/2017	Email from K. Boedtker to D. Seifer RE: Zika doc	DH0021461
161	3/9/2017	Email from K. Boedtker to D. Seifer Re: zika waiver redo (with attachment)	DH0021454-56
162	3/13/17	Email from H. Gunnell to D. Herrick re REI vs IVF	DH0003127
163	3/15/2017	Email from A. Matheson to D. Seifer Re: Zika Testing **External**	DH0021327-28
164	3/16/2017	Email from L. Richards to H. Gunnell Re: QA protected/patient letter	DH0026810
165	3/20/2017	Email from M. Porter to D. Seifer Re: Repeat Case from 3/15/17/Paperwork issue	PORTER0000057

166	undated	Oversight of Assisted Reproductive Technology	PORTER 0000214 - 225
167	1/23/2018	Plaintiff's Initial Disclosures.pdf	
168	4/9/2018	Plaintiff's Response to Defs.' First Request for Production of Documents to Plaintiff Misty Blanchette Porter	
169	4/9/2018	Plaintiff's Response to Defs.' First Requests for Admission to Plaintiff Misty Blanchette Porter	
170	4/23/2018	Plaintiff's Response to Def DHMC's First Set of Interrogatories	
171	4/23/2018	Plaintiff's Response to Def MHHM's First Set of Interrogatories	
172	10/1/2019	Plaintiff's Response to Defendants' Third Request for Production of Documents	
173	1/23/2018	Defendants' Initial Disclosures	
174	2/21/2018	Defendants' Responses to Porter's First Request for Production of Documents	
175	3/12/2018	Defs.' Supplemental Responses to Plaintiff's First Request for Production of Documents	
176	4/30/2018	Defendants' Answers to Plaintiff Misty Blanchette Porter's First Set of Interrogatories	
177	4/30/2018	Defendants' Supplemental Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1)	
178	10/4/2018	Plaintiff's Response to Defendants' Second Request for Production	
179	10/4/2018	Plaintiff's Response to D-H Clinic's First Set of Interrogatories	
180	10/16/2018	DHMC Def Responses To Pl Second Requests for Documents	
181	11/15/2018	Defendant D-H Clinic's Answers to Plaintiff's Second Set of Interrogatories	
182	3/26/2019	Defendant Dartmouth-Hitchcock Clinic's Answer to Interrogatory No. 8 of Plaintiff's 2nd Set of Interrogatories	
183	4/17/2019	Def. D-H Clinic's Supplemental Answer to Interrogatory No. 10 of Plaintiff's Second Set of Interrogatories	
184	5/6/2019	Defendants' Answers to Plaintiff's Third Set of Interrogatories	
185	5/6/2019	Defendants' Answers to Plaintiff's Third Set of Interrogatories with Verification Page	
186	5/7/2019	Verification page for Defendants' Answers to Plaintiff's Third Set of Interrogatories	
187	6/24/2019	Defendant Dartmouth-Hitchcock Clinic Supplemental Answer to Plaintiff's Third Set of Interrogatories to Defendants	

188	10/3/2019	Defendant D-H Clinic's Supplemental Answer to Interrogatory No. 8 of Plaintiff's Second Set of Interrogatories	
189	10/31/2019	Defendants' Second Supplemental Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1)	
190	11/18/2019	Defendants' Answers to Plaintiff's Fourth Set of Interrogatories to Defendants	
191	11/18/2019	Defendants' Responses to Plaintiff's Fourth Requests for Documents to Defendants	
192	12/16/2019	Defendants' Supplemental Answers to Plaintiff's Fourth Set of Interrogatories to Defendants	
193	undated	Documents in response to subpoena to David Seifer	SEIFER 000000001- 0000165

Respectfully submitted,

Dated: March 27, 2025

/s/ Geoffrey J. Vitt

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*Attorneys for Plaintiff,  
Misty Blanchette Porter, M.D.*

CERTIFICATE OF SERVICE

I hereby certify that, on March 27, 2025, a copy of the foregoing document was electronically filed through the ECF system and will be sent electronically to all persons identified on the Notice of Electronic Filing.

/s/ Geoffrey J. Vitt

Geoffrey J. Vitt